

**DURHAM, NORTH CAROLINA
MONDAY, SEPTEMBER 18, 2000
7:00 P.M.**

The Durham City Council met in regular session on the above date and time in the Council Chambers at City Hall with the following members present: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Absent: Council Member Blyth.

Also present: City Manager P. Lamont Ewell, City Attorney Henry Blinder, City Clerk D. Ann Gray and Deputy City Clerk Linda Bratcher.

Mayor Tennyson called the meeting to order and at that time Mayor Pro Tempore Clement thanked Council Member Stith and Chris VanName with Time Warner for their efforts in having the Telethon sponsored by MBC for Princeville, NC aired. Also, he thanked DDI for the *Visionary* plaque presented to the City of Durham.

Due to death in Council Member Blyth's family, Mayor Tennyson expressed condolences and noted she would not be in attendance for tonight's meeting.

Council Member Stith thanked his colleagues for supporting Princeville 2000 and Time Warner for carrying the event. He commented about the opening of the Women's Business Center and urged his colleagues to the support Rev. Carl Daniels-Kenney's Rising Sons initiative.

Council Member McKissick read a "*Resolution Memorializing Karen Morgan Paschall*" and Mayor Tennyson read a proclamation recognizing September 20, 2000 as "*Undoing Racism Day*".

Mayor Tennyson asked for priority items from the City Manager, City Attorney and City Clerk. City Manager P. Lamont Ewell introduced the new Housing & Community Development Director Charlene Montford who stated she looks forward to working for the citizens of Durham. [NO PRIORITY ITEMS FROM THE CITY ATTORNEY AND CITY CLERK]

Mayor Tennyson noted revisions to the Consent Agenda made at the Committee-of-the-Whole Meeting. Mayor Tennyson asked if any citizen(s) or council member(s) wanted to pull any item(s) from the Consent Agenda for discussion later in the meeting.

Council Member McKissick pulled Consent Item #15 [FAYETTEVILLE ROAD WIDENING - CROSS SECTION SELECTION] and Mayor Tennyson noted that Consent Item #8 [DISCUSSION ON TIMELINE AND PROCESS FOR CITY COUNCIL REDUCTION] was pulled at the COW meeting.

Relative to Consent Item #11 [SITE PLAN APPROVAL - DUKE UNIVERSITY FOOTBALL BUILDING], Council Member Hill stated that he has no financial interest in this matter even though he is

September 18, 2000

involved in a fundraiser to build this building.

Also concerning this item, Council Member Larson disclosed that he works for Duke University.

MOTION by Council Member Larson seconded by Council Member Jacobs to approve the Consent Agenda as amended was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

[CONSENT AGENDA]

SUBJECT: DESIGNATION OF VOTING DELEGATES - NORTH CAROLINA LEAGUE OF MUNICIPALITIES ANNUAL CONFERENCE, OCTOBER 15 - 17, 2000, FAYETTEVILLE, NORTH CAROLINA

MOTION by Council Member Larson seconded by Council Member Jacobs to appoint Mayor Nicholas J. Tennyson, voting delegate, and Council Member Dan Hill, III as the alternate voting delegate to attend the North Carolina League of Municipalities Annual Business Meeting on Tuesday, October 17, 2000 was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: DESIGNATION OF VOTING DELEGATES - ANNUAL CONGRESS OF CITIES, DECEMBER 5-9, 2000, BOSTON, MASSACHUSETTS

MOTION by Council Member Larson seconded by Council Member Jacobs to appoint Council Members Erick W. Larson, II, voting delegate, and Tamra M. Edwards and Mary D. Jacobs, alternate voting delegates, to attend the National League of Cities' Annual Business Meeting on Saturday, December 9, 2000 at the Congress of Cities in Boston, Massachusetts was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: USE OF FEDERAL ASSET FORFEITURE FUNDS - PURCHASE EMERGENCY EQUIPMENT - POLICE DEPARTMENT

MOTION by Council Member Larson seconded by Council Member

September 18, 2000

Jacobs to authorize the use of Federal Forfeiture Funds in an amount not to exceed \$60,000 to purchase emergency equipment for unmarked police vehicles and mobile radios for the motorcycle unit was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: ORDINANCE ESTABLISHING GRANT FUNDS FOR EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC) AND THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt the "City of Durham Grant Project Ordinance U.S. Equal Employment Opportunity Commission FY 2000-2001"; and

To adopt the "City of Durham Grant Project Ordinance Department of Housing and Urban Development FY 2000-2001 was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12055
Ordinance #12056

SUBJECT: AGREEMENT TO AMEND CONTRACT FOR WELFARE TO WORK PROGRAM WITH DURHAM COUNTY DEPARTMENT OF SOCIAL SERVICES

MOTION by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute an "Agreement to Amend Contract for Welfare to Work Program" with Durham County to extend the date of the contract from September 30, 2000 through June 30, 2001; and

To authorize the City Manager to make changes to the contract prior to executing it, if the changes do not increase the amount to be paid by the City and do not decrease the services to be provided to the City; and

To direct the administration to update City Council on a quarterly basis, beginning January 2001, on the program was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

September 18, 2000

SUBJECT: SUBRECIPIENT GRANT AGREEMENT WITH DURHAM COMMUNITY LAND TRUSTEES, INC. FOR CONSTRUCTION MANAGER - \$36,000

MOTION by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute a Subrecipient Grant Agreement with Durham Community Land Trustees, Inc., in an amount not to exceed \$36,000 from the Community Development Block Grant (CDBG) funds, and to make minor changes to the Agreement as are consistent with the grant terms and CDBG requirements as published by the Housing and Urban Development (HUD) was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: UPDATE ON CABLE TELEVISION CUSTOMER SERVICES - TIME WARNER INC.

MOTION by Council Member Larson seconded by Council Member Jacobs to receive an update from Time Warner Inc. on cable television customer services was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: RESOLUTION MEMORIALIZING TIMOTHY J. HARRELL

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a "Resolution Memorializing Timothy J. Harrell" was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Resolution #8699

SUBJECT: SITE PLAN APPROVAL - CREE BUILDING 8 EXPANSION

MOTION by Council Member Larson seconded by Council Member Jacobs to approve a site plan for Cree Building 8 Expansion, submitted by Coulter Jewel Thames P.A., on behalf of Cree Research, consisting of a 105,315 square foot office and production facility expansion to an existing 379,550 square foot

September 18, 2000

office, production and warehouse complex, including addition of 221 parking spaces, on a ±29.729 acre site zoned I-2 and located on the northwest corner of the intersection of Chin Page Road and Silicon Drive (Tax reference #582-1-8C, PIN #0748-04-62-5405) was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: SITE PLAN APPROVAL - DUKE UNIVERSITY FOOTBALL BUILDING

MOTION by Council Member Larson seconded by Council Member Jacobs to approve a site plan submitted by Duane K. Stewart & Associates, Inc., on behalf of Duke University, for a five-level football training facility, including three above-ground levels, totaling 76,548 square feet, on a ±3.24 acre portion of the Duke Campus. The site is attached to the athletic and PE facility and swimming pool building and located between Cameron Indoor Stadium, Card Gymnasium and Wallace Wade Stadium, off Whitford Drive and Wannamaker Drive within Duke University West (Tax reference 106-1-1 [part], PIN #0811-11-66-2281 [part]) was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: SITE PLAN APPROVAL - JESTER ROAD OFFICES

MOTION by Council Member Larson seconded by Council Member Jacobs to approve a site plan for Jester Road Offices, submitted by Ballentine Associates, P.A., on behalf of Ralden Ltd. Partnership, consisting of a total of 240,000 square feet of office within two buildings with 971 parking spaces on a 18.39 acre tract, zoned O&I-2, RSCH and MTC, and located on the north side of NC 54, south of I-40, east of Alston Avenue and west of T.W. Alexander Drive (Tax Map 564A-1-3 and 17, Tax Map 546-5-2 and 5) (PIN #0738-03-33-9510, #0738-03-33-9724, #0738-03-34-5193) was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: PROPOSED EMINENT DOMAIN PROCEEDING FOR ACQUISITION OF PROPERTY FOR THE REALIGNMENT OF CORCORAN STREET -

September 18, 2000

RONNIE STURDIVANT - 200 NORTH CORCORAN STREET

MOTION by Council Member Larson seconded by Council Member Jacobs to find that it is necessary, in the public interest and for the public use and benefit, to begin Eminent Domain proceedings for approximately 0.44 acres, property of Ronnie Sturdivant, 200 North Corcoran Street, Tax Map 030-03-001 and to authorize the City Attorney to initiate proceedings for that purpose, with a deposit into court of \$166,000 as the City's estimate of just compensation; and

To authorize the expenditure of up to \$200,000 from the Foster Street/Corcoran Street Realignment Account was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: NORTH EAST CENTRAL DURHAM TASK FORCE UPDATE

MOTION by Council Member Larson seconded by Council Member Jacobs to receive an update on the North East Central Durham Task Force was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: CONTRACT SR-25 - CHEMICAL CONTROL OF SANITARY SEWER ROOT INTRUSIONS - DUKE'S SALES AND SERVICE, INCORPORATED

MOTION by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute a contract with Duke's Sales and Service, Incorporated in the amount of \$73,868.80 for chemical control of sanitary sewer root intrusions (Contract SR-25); and

To authorize the expenditure of up to \$82,000 from the Sewer Rehabilitation Account was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: CONTRACT SW-6 - ANDERSON STREET AND CHAPEL HILL ROAD SIDEWALK - WHITE OAK CONSTRUCTION CORPORATION

September 18, 2000

MOTION by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute a contract with White Oak Construction Corporation in the amount of \$48,078 for Anderson Street and Chapel Hill Road sidewalk (Contract SW-6); and

To authorize the expenditure of up to \$60,100 from the New Sidewalk Construction Account was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: ROUNDABOUTS (TRAFFIC CIRCLES)

To receive a report on roundabouts (traffic circles).

MOTION by Council Member Larson seconded by Council Member Jacobs to continue this item for one cycle with the report to be given at the September 28, 2000 Committee-of-the-Whole Meeting was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: CITY-INITIATED REZONING FOR DEALERS SUPPLY

MOTION by Council Member Larson seconded by Council Member Jacobs to set a public hearing on Monday, October 16, 2000 on a City-Initiated rezoning to consider a change in the Development Plan of the I-2(D) (Light Industrial District with a Development Plan) Zone of the Dealers Supply warehouse complex, a 19.629 acre site located at the intersection of Briggs Avenue Extension (South) and Riddle Road was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: BIDS - TEN USED MID-SIZED SEDANS - HERTZ CAR SALES

MOTION by Council Member Larson seconded by Council Member Jacobs to accept the bid from Hertz Car Sales in the amount of \$115,950 for providing the City with ten used mid-sized sedans; and

To authorize the City Manager to enter into a contract with

September 18, 2000

Hertz Car Sales in the amount of \$115,950 for providing the City with ten used mid-sized sedans; and

To waive the requirement for a Performance Bond; and

To authorize the City Manager to modify the contract before execution provided that modifications do not increase the dollar amount of the contract and are consistent with the general intent of the existing version of the contract was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: BIDS - OFFICE FURNISHINGS FOR THE NEW SOLID WASTE MANAGEMENT FACILITY - ALFRED WILLIAMS & COMPANY

MOTION by Council Member Larson seconded by Council Member Jacobs to accept the bid from Alfred Williams & Company, in the amount of \$135,901.68 for providing the City with office furnishings for the new Solid Waste Management Facility; and

To authorize the City Manager to enter into a contract with Alfred Williams & Company, in the amount of \$135,901.68 for providing the City with office furnishings for the new Solid Waste Management Facility; and

To waive the requirement for a Performance Bond; and

To authorize the City Manager to modify the contract before execution provided that modifications do not increase the dollar amount of the contract and are consistent with the general intent of the existing version of the contract was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: CONTRACT EXTENSION - AUCTIONEERING SERVICES - WESTER AUCTION & REALTY - NOVEMBER 4, 2000

MOTION by Council Member Larson seconded by Council Member Jacobs to extend the contract with Wester Auction & Realty in the sum of 5.45% of the gross sales for auctioneering services for the 2000 annual City auction; and

To authorize the City Manager to enter into a contract with Wester Auction & Realty in the sum of 5.45% of the gross sales for auctioneering services for the 2000 annual City auction; and

September 18, 2000

To authorize the City Manager to modify the contract before execution provided that modifications do not increase the dollar amount of the contract and are consistent with the general intent of the existing version of the contract; and

To adopt a "Resolution Authorizing the Annual City Auction" to be held on Saturday, November 4, 2000 at 10:00 a.m. was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Resolution #8700

SUBJECT: TWENTY-FIVE MILE PER HOUR SPEED LIMIT - BARNES AVENUE

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance establishing a speed limit of 25 mph on Barnes Avenue from Taylor Street to Liberty Street was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12057

SUBJECT: TWENTY-FIVE MILE PER HOUR SPEED LIMIT - DRIVER STREET

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance establishing a speed limit of 25 mph on Driver Street from Holloway Street to Juniper Street was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12058

SUBJECT: TWENTY-FIVE MILE PER HOUR SPEED LIMIT - RIDGE ROAD

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance establishing a speed limit of 25 mph on Ridge Road from Pickett Road to Cornwallis Road was approved at 7:19 p.m. by the following vote: Ayes: Mayor

September 18, 2000

Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12059

SUBJECT: FOUR-WAY STOP - GREEN STREET AT ROSEHILL AVENUE

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance to repeal Ordinance #2077, adopted 7-16-62, which authorized the installation of stop signs on Green Street at Rosehill Avenue, northeast and southwest corners; and

To adopt an ordinance authorizing the installation of four-way stop signs on Green Street at Rosehill Avenue, northeast, southwest, northwest and southeast corners was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12060

Ordinance #12061

SUBJECT: STOP SIGNS - AUBURN SUBDIVISION

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of stop signs at the following locations was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

- 1) Auburn Village Drive at Barbee Road, northeast corner;
- 2) Woodcroft Parkway at Barbee Road, southwest and northeast corners;
- 3) Pebble Creek Crossing at Woodcroft Parkway, southeast corner; and
- 4) Pebble Creek Crossing at Auburn Village Drive, northwest corner.

Ordinance #12062

SUBJECT: STOP SIGN - BANNER STREET (PRIVATE)

September 18, 2000

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of a stop sign on Banner Street (Private) at Maynard Avenue, southeast corner was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12063

SUBJECT: STOP SIGN - DEZERN PLACE

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of a stop sign on Dezern Place at Hale Street, northeast corner was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12064

SUBJECT: STOP SIGNS - CAMERON WOODS

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of stop signs at the following locations was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

- 1) Lindenshire Drive at Pickett Road, northwest corner;
- 2) Ashland Drive at Lindenshire Drive, southwest and northeast corners;
- 3) Lindenshire Drive at Montcastle Court, southeast corner; and
- 4) Elam Court at Lindenshire Drive, southwest corner.

Ordinance #12065

SUBJECT: STOP SIGNS - CHANCELLOR'S RIDGE

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of stop signs at the following locations was approved at 7:19 p.m.

September 18, 2000

by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

- 1) Higher Learning Drive at NC 751, northeast corner;
- 2) Higher Learning Drive at Intern Way, southwest corner;
- 3) Student Place at NC 751, northeast corner; and
- 4) Student Place at Intern Way, southwest corner.

Ordinance #12066

SUBJECT: STOP SIGN - GIN STREET

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of a stop sign on Gin Street at Hale Street, northeast corner was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12067

SUBJECT: STOP SIGNS - PAGEMORE SUBDIVISION

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance to repeal Ordinance #12034, adopted 8-21-00 authorizing the installation of stop signs at the following locations; and

- 1) Pagemore Lane at Page Road, south corner, and
- 2) Folleto Court at Pagemore Lane, northwest corner.

To adopt an ordinance authorizing the installation of stop signs at the following locations was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

- 1) Appling Way at Page Road, south corner, and
- 2) Pagemore Court at Appling Way, northwest corner.

Ordinance #12068

Ordinance #12069

September 18, 2000

SUBJECT: STOP SIGN - SAVANNAH PLACE (PRIVATE)

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of a stop sign on Savannah Place (private) at NC 54, northwest corner was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Ordinance #12070

[GENERAL BUSINESS AGENDA]

[PUBLIC HEARINGS]

SUBJECT: SEWER MAIN - ROWENA AVENUE FROM NORTH PROPERTY LINE OF TAX MAP 370-2-2 TO NORTH PROPERTY LINE OF TAX MAP 367-3-3 - ENABLING ACT AUTHORITY (SETTING PUBLIC HEARING)

To adopt a resolution ordering sewer main improvements on Rowena Avenue from the north property line of Tax Map 370-2-2 to the north property line of Tax Map 367-3-3 under the Enabling Act Authority.

Due to an objection, Lee Murphy, of the Public Works Department, requested Council to continue the public hearing without further advertising and to refer this item to the Public Works Committee.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

MOTION by Council Member Larson seconded by Council Member Jacobs to continue the public hearing without further advertising and to refer this item to the Public Works Committee was approved at 7:20 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: 1999-2000 COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME CONSORTIUM PERFORMANCE EVALUATION PUBLIC HEARING - CAPER REPORT

September 18, 2000

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Stith to receive citizens' comments on the 1999-2000 Community Development Block Grant and HOME Investment Partnership Programs; and

To adopt the Durham 1999-2000 Consolidated Annual Performance and Evaluation (CAPER) Report for submission to the U.S. Department of Housing and Urban Development was approved at 7:20 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

City Clerk D. Ann Gray informed Mayor Tennyson that staff requested an additional motion be added to this item at the September 14, 2000 C-O-W Meeting.

MOTION by Council Member Larson seconded by Council Member Stith to allow the administration to make adjustments to the CAPER Report to reflect completed audit was approved at 7:21 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

[OTHER MATTERS]

SUBJECT: STREET IMPACT FEES

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning an update to the Street Impact Fee Methodology; and

To direct the Administration to update the Street Impact Fee Methodology assuming Level of Service D and proposed Service Zones for the purpose of evaluation and study at this time with no final action being taken until such time as the Adequate Public Facilities Task Force comes forward with a recommended draft ordinance for Council's consideration was approved at 7:22 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

September 18, 2000

SUBJECT: STREET OPENING, CURB, GUTTER AND PAVING - TARIK DRIVE FROM MOSSDALE AVENUE WEST TO WEST PROPERTY LINE OF TAX MAP 261-8-3 (MINI ASSESSMENT ROLL) - ROGER BAILEY, III

Council Member Cheek asked staff for clarification on how the lesser assessment came about.

Lee Murphy, of the Public Works Department, stated partial relief was given to the two property owners who already had access to the public street at the rate of \$20 per foot.

Council Member Cheek spoke in support of Mr. Bailey paying the total cost for the assessment.

Council Member McKissick noted that it is only equitable and fair to provide Mr. Bailey with the same relief the two property owners received.

Mayor Pro Tempore Clement and Council Member Hill spoke in support of this item as printed on the agenda.

Mayor Tennyson gave an explanation why his vote was recorded as yes at the September 11, 2000 Public Works Committee meeting.

MOTION by Council Member Larson seconded by Council Member Stith to reconsider the street opening, curb, gutter and paving assessment against property [as identified below] of Roger Bailey, III; and

To find that the property of Roger Bailey, III, identified as Tax Map #261-8-3, 1005 Tarik Drive, Lot 10, Archdale, has benefited from the improvements and to confirm the assessment in the amount of \$2,686.60 (134.33' @ \$20.00 per front foot) was approved at 7:27 p.m. by the following vote: Ayes: Mayor Pro Tempore Clement and Council Members Burnette, Edwards, Jacobs, Hill, Langley, McKissick, Stith and Wagstaff. Noes: Mayor Tennyson and Council Members Cheek and Larson. Absent: Council Member Blyth.

SUBJECT: 2000-2001 BEER AND WINE LICENSES

To receive a report from the Police Department regarding the Beer and Wine Licenses; and

To approve the issuance of Beer and Wine Licenses to the following establishments.

Kenneth Pennoyer, of the Finance Department, informed Council

September 18, 2000

that **Vivian's Discount Furniture was removed from the beer and wine list.** In addition, he noted the Police Department is recommending the Lakewood Mini Mart, Morehead Mini Mart and the Town N' Country #7 - 3101 University Drive not be considered for a privilege license.

Mayor Pro Tempore Clement asked his colleagues to exclude The Power Company and the Tobacco Roadhouse from the list because they are incapable of administering law and order on the premises.

City Attorney Blinder stated the issuance of an ABC permit lies before the ABC Board and that Council has no legal authority to withhold privilege licenses without going through a full quasi-judicial hearing.

Mayor Tennyson noted that the original motion is the item as printed on the agenda.

A substitute motion was made by Mayor Pro Tempore Clement seconded by Council Member Wagstaff to remove The Power Company and Tobacco Roadhouse from the list.

Council Member McKissick asked Major Chalmers, of the Police Department, how long will the investigations take to withhold beer and wine permits.

Major Chalmers updated Council on several investigations noting it is an ongoing process and doubtful that ABC permits will be revoked due to standards set by the ABC Board.

Council Member McKissick made a friendly amendment to the substitute motion to refer The Power Company and Tobacco Roadhouse to the administration to seek revocation.

Mayor Pro Tempore Clement accepted the friendly amendment.

Council Member Wagstaff made a friendly amendment to the substitute motion to add El Toro Club located at 608 S. Hoover Road to the list seeking revocation.

Mayor Pro Tempore Clement accepted the friendly amendment.

Mayor Tennyson suggested that the entire list be approved and to direct the administration to seek revocation for the establishments mentioned.

SUBSTITUTE MOTION TO THE SUBSTITUTE by Council Member Larson seconded by Council Member Jacobs to receive a report from the Police Department regarding the Beer and Wine Licenses; and

September 18, 2000

To approve the issuance of Beer and Wine Licenses to the following establishments; and

To direct the administration to pursue revocation of ABC permits for the Lakewood Mini Mart - 1925 Chapel Hill Road; Morehead Mini Mart - 1601 Morehead Avenue; Town N' Country #7 - 3101 University Drive; El Toro Club - 608 S. Hoover Road; The Power Company - 315 W. Main Street and the Tobacco Roadhouse - 115 N. Duke Street was approved at 7:59 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Restaurants

Applebee's #5 (renew)
3400 Westgate Dr.
Michael D. Olander
Beer & Wine on premises

Bombay Grille (renew)
2223 E. Hwy 54
Naval Sethi
Beer & Wine off premises

Arnie's Place Billiards Bar & Grill (new owner)
1725 Carpenter Fletcher Road
Leandro S. Mariano
Beer & Wine on premises

Bamboo House Restaurant (renew)
3600 N. Duke Street
Nam Tom
Beer & Wine on premises

Bandidos Mexican Café (renew)
4711 Hope Valley Rd. Ste.S-H
Mana Sustaita
Beer & Wine on/off premises

Jerk Pit Café (new)
317 W. Main St.
Cornelius Grant
Beer & Wine on premises

Blue Nile Ethiopian Cuisine (renew)
2000 Chapel Hill Rd.
Ter Mehari
Beer & Wine on/off premises

Bull City Grill (renew)
2530 Erwin Rd.
Francesca Casahianca
Beer & Wine on/off premises

Beijing Garden (renew)
4627 Hillsborough Rd.
Chign H. Lin
Beer & Wine on premises

Brightleaf 905 (renew)
905 W. Main St.
Hamm
Beer & Wine on premises

Brigs at the Park (renew)
4900 NC Hwy 55
Kevin/Lynn Lal
Beer & Wine on premises

Café Parizade (renew)
2200 W. Main St.
Peter Tsialiamanis
Beer & Wine on/off premises

Chili's Hamburger Grill & Bar (renew)

China Express (renew)

September 18, 2000

4600 Chapel Hill St.
Brinker NC, Inc.
Beer & Wine on premises

China Buffet (new)
3720 Mayfair St.
MeiYong Xiao
Beer & Wine on premises

China Town (renew)
3500 N. Roxboro Rd.
Maw S. Juang
Beer & Wine on premises

Chopstix (renew)
2000 Avondale Drive
Lu-Hsien Chang
Beer & Wine on/off premises

Cosmic Cantina (new)
1920 Perry St.
Cosmos Lyles
Beer & Wine on/off premises

Coleman's (renew)
1006 E. Pettegrew St.
Ronald E. Coleman
Beer & Wine on/off premises

Chuck E. Cheese's (renew)
3724 Mayfair St.
CEC Entertainment Inc.
Beer & Wine on premises

Damon's Restaurant (renew)
3019 Auto Dr.
DCASS Associates, Limited Partnership
Beer & Wine on premises

2223 NC Hwy 54
Shu Jen Choa
Beer & Wine on/off premises

China One Rest.(renew)
4325 Hwy. 55
Ah L. Wong
Beer & Wine on premises

Dragon Inn Chinese (renew)
3823 Guess Rd.
So Ying Wong
Beer & Wine on premises

El Inca Café (new)
211 West Hwy 54
Juan Olave
Beer & Wine on/off premises

Hong Kong Chinese (renew)
3003 Guess Rd.
Thuyen L. Bang
Beer & Wine on premises

El Rodeo Mexican Rest.(renew)
905 W. Main St.
Javier Onate
Beer & Wine on/off premises

Gibson's Steakhouse (new)
4015 University Dr.
Gibson's Bar & Grill Inc
Beer & Wine on premises

Eastern Lights (renew)
4215 University Dr.
Li C. Chao
Beer & Wine on premises

Restaurants cont.

September 18, 2000

Darryl's 1890 (renew)
4603 Chapel Hill Rd.
Officers of Houlihan Rest.
Beer & Wine on premises

Elmo's Diner (renew)
776 9th St.
Elmo's Diner Inc
Beer & Wine on premises

Four Square Rest. (new)
2701 Chapel Hill Rd.
Elizabeth Woodhouse
Beer & Wine on premises

Hideway Bar & Grad. (renew)
01 W.Union Bldg.
Lane Levengood/Ryan Zelinsky
Beer on premises

Italian Garden Rest. (renew)
3211 Hillsborough Rd.
Joe Mazzurco
Beer & Wine on/off premises

Italian Pizzeria (renew)
3500 Roxboro Rd.
Salvatore & Renato Discioarro
Beer & Wine on premises

Kim Son Inc.(renew)
2425 Guess Rd.
Ha N. Guthrie
Beer& Wine on/off premises

George's Garage (renew)
737 9th St.
Peter Tsialiamis
Beer & Wine /off premises

El Rodeo Mexican Rest.(renew)
4215 University Dr.
Xavier Salotan
Beer & Wine on premises

Foster's Market (renew)
2694 Chapel Hill St.
Sara J. Foster
Beer on premises

Fowler Food Store (renew)
112 S. Duke St.
Mimi Jardine
Beer & Wine on premises

Hong Kong Super Buffet(renew)
307 Foushee St.
Chen Bin
Beer on premises

Grady's American Grill (renew)
4010 Chapel Hill Rd.
Grady's American Grill Corp.
Beer & Wine on premises

Italian Pizzeria (renew)
3823 Guess Rd.
Salvatore & Renato Discioarro
Beer & Wine on premises

King's Sandwich Shop(renew)
701 Foster St.
Robert W. Sugg Jr.
Beer on/off premises

China Palace (renew)
5210 Garrett Rd.
Alice W.W. Huang
Beer & Wine off premises

Restaurants cont.

September 18, 2000

Java Café(new)
720 9th St.
Robert & Aviva Scully
Beer & Wine on premises

Joe's Crab Shack(renew)
3724 Chapel Hill Blvd.
Landry's Seafood House
Beer & Wine on premises

Latin American Food(renew)
2502 Holloway St.
Maria E.Zambrano
Beer & Wine on/off premises

La Diligencia (new)
2000 Avondale Dr.
Camilo Campos
Beer off premises

Magnolia Grill (renew)

1002 Ninth St.
Benjamin E. Barker
Beer& White on/off premises

Madarin Garden (renew)
3742-B Chapel Hill Blvd.
Yi J.Cao
Beer & Wine on premises

Panda Inn Chinese (renew)
4600 Chapel Hill Blvd
Kwok Ho Tong
Beer & Wine on/off premises

Pasta Belle (new)
259 Hwy. 54
Bernard Spaugler
Beer & Wine on premises

La Ilusion (renew)
2000 Chapel Hill Rd.
Carlos A. Guerrero- Turcios
Beer on/off premises

Las Palmas (renew)
3814 N. Duke St.
Saul Alfaro
Beer & Wine on premises

Latin American Food(renew)
3218 Guess Rd.
Maria E. Zambrano
Beer & Wine on/off premises

Spartacus Restaurant (renew)
4139 Chapel Hill Blvd.
Nondas Nalfas
Beer & Wine on premises

Oh Brians (renew)

4818 NC Hwy 55
Todd A. Rensha
Beer & White on/off premises

Papa's Grill (renew)
1821 Hillandale Rd.
Gleu Papauikas
Beer & Wine on premises

PieWorks (renew)
607 Broad St.
John W. Weaver
Beer & Wine on/off premises

Seasoned Ticket (new)
3211 Shannon Rd.
Nick Piornack
Beer & Wine on premises

September 18, 2000

Restaurants cont.

Pizza Hut (renew)
2710 Erwin Rd.
Mid-Atlantic Pizza Huts Inc.
Beer on premises

Pizza Hut (renew)
2600 Guess Rd.
Mid-Atlantic Pizza Huts Inc.
Beer on premises

Pizza Hut (renew)
2107 E. Hwy 54
Mid-Atlantic Pizza Huts Inc.
Beer on premises

Randy's Pizza (new owner)
1813 Martin L.King Pkwy.
Peter G. Ritz
Beer & Wine on/off premises

Romano's Macaroni Grill(renew)
4020 Chapel Hill Blvd.
Brinker NC Inc.
Beer & Wine on premises

Rudino's Pizza & Gardens(renew)
4911 Central Park Ln.
Rudder Investments Central
Beer & Wine on premises

Shooters (renew)
827 W. Morgan St.
Kim Cates
Beer & Wine on premises

Neo -China (renew)
4015 University Dr.
Edwin Erasga
Beer & Wine on/off premises

Pizza Hut (renew)
315 Foushee St.
Mid-Atlantic Pizza Huts Inc.
Beer on premises

Pizza Hut (renew)
5232 N. Roxboro St.
Mid-Atlantic Pizza Huts Inc.
Beer on premises

Rainbow Chinese (new)
910 W. Main St.
Guo He
Beer & Wine on premises

Red Lobster Rest.#210(renew)
4416 Chapel Hill Blvd.
GMRI Inc.
Beer & Wine on premises

Ruby Tuesday (renew)
1058 W. Club Blvd.
Ruby Tuesday Inc.
Beer & Wine on premises

Sal's Pizza(renew)
2223 Hwy.54
Giuserre Finazzo
Beer & Wine on/off premises

Mi Pequeno Honduras(new)
2201 N. Roxboro Rd.
Cecilio Zambrano
Beer & Wine on/off premises

Park Diner (renew)
5410 E. Hwy 55
Donald M. Mazzia
Beer & Wine on/off premises

September 18, 2000

Restaurants cont.

Trackside Restaurant & Bar (renew)
4310 S. Miami Blvd.
James M. Tullai
Beer & Wine on premises

Tarerna Nikos (renew)
905 W. Main St.
Biu Bakio
Beer & Wine on premises

Trippls (new)
918 W. Club Blvd.
Tarheel Trippls LLC
Beer & Wine on premises

Yamazushi Japanese Restaurant (renew)
4711 Hope Valley Rd.
George Yamazawa
Beer & Wine on premises

Nana's Restaurant (renew)
2514 University Dr.
D. Scott Howell
Beer & Wine on premises

Neo- China Inn (new owner)
2701 Hillsborough Rd.
Jinyao Mo
Beer & Wine on premises

Mini-Marts

A& P Mini Mart (renew)
1709 Glenn School Rd.
Ashwin Sheth
Beer & Wine off premises

Ankad Mini Mart (new)
2929 Angier Ave.
Ali L.Saleh
Beer & Wine off premises

Saladelia Café (renew)
4201 University Dr.
Robert Ghanem
Beer & Wine on/off premises

Montas International (new owner)
2223 Hwy 54 E.
Pilar M. Montas
Beer & Wine on premises

Que 2000 (new)
202 Corcorn St.
Frankie White/ Juan Chambers
Beer & Wine on/off premises

Yamato Japanese Seafood (renew)
1058 W. Club Blvd.
Tong & Xuan Tran
Beer & Wine on premises

Pop's (renew)
810 W. Peabody St.
D. Scott Howell
Beer & Wine on/off premises

Tobacco Roadhouse Rest.(renew)
115 N. Duke St.
Mark D. Pompeo
Beer & Wine on/off premises

AZ Quick Stop (new)
4317 W.US Hwy. 70
Quanita Zia
Beer & Wine off premises

Classic Seafood/Mini Mart(new)
111 S. Alston Ave.
Evelyn K. Evans
Beer & Wine off premises

September 18, 2000

Mini-Marts cont.

Country Store (renew)
4630 Hillsborough Rd.
Richard W. Paschall
Beer & Wine off premises

Fast Fare Mart #3 (renew)
2106 Broad St.
Muraweh Saleh
Beer & Wine on/off premises

F J's Emporium (renew)
106 Morris St.
Franis D. Jackson
Beer & Wine off premises

Hills Market 2 (renew)
201 E. Geer St.
Willie L. Hill
Beer & Wine off premises

Handi Foods (new owner)
518 E. Trinity St.
Donnell Evans
Beer & Wine off premises

M & M Mini Mart #4(renew)
801 N. Mangum St.
Ayed K. Al-Quzah
Beer & Wine off premises

M & M Mini Mart (renew)
2128 Angier Ave.
Jameel Ali
Beer & Wine off premises

Old Oxford Express Mart(renew)
407 Old Oxford Hwy.
Vinod M. Badhiwala
Beer & Wine off premises

Handi Mart (renew)
1003 Fayetteville St.
Willie L. Buchley Jr.
Beer & Wine off premises

M & M Mini Mart (renew)
614 Lakeland St.
Husam A. Mustafa
Beer & Wine off premises

Hills Open Air Market (renew)
712 S. Alston Ave.
Willie L. Hill
Beer & Wine off premises

Kwik Stop Food Mart (renew)
1600 Holloway St.
Ali Selah
Beer & White off premises

Lakewood Mini Mart (renew)
1925 Chapel Hill Rd.
Effat Hussain
Beer & Wine off premises

Metro Express Market(renew)
2500 Erwin Rd.
Kelsie Compton
Beer & Wine off premises

Trianle O Food Mart #4 (renew)
403 W. Trinity Rd.
Nidal Dahir
Beer & Wine off premises

TNT Convenient Mart(renew)
500 E. Main St.
Azen Mansomr
Beer & Wine off premises

September 18, 2000

Mini-Marts cont.

Oneal's Quickie Mart (renew)
1907 Cheek Rd.
Emma L Oneal
Beer & White off premises

Piper's Deli(renew)
3219 Chapel Hill Rd.
David Doyle
Beer & White on/off premises

Stop N Go(renew)
2526 Erwin Rd.
Kun Sang Lee
Beer & Wine off premises

Tommy's Mini Mart #3(renew)
1803 S. Miami Blvd.
Thomas E. Stephens
Beer & Wine off premises

Hilltop Food Mart(renew)
204 N. Hardee St.
Raja M. Ahmad
Beer & Wine off premises

Evans Food Mart (renew)
2500 Fayetteville St.
Earl M.Evans
Beer & Wine off premises

Quality Mart #34 (renew)
5203 S. Miami Blvd.
Quality Oil Co. LLC.
Beer & Wine off premises

Fast Food Mart #2 (renew)
2947 Chapel Hill Rd.
Abdelhukeem Saleh
Beer & Wine off premises

Tommy's Mini Mart(renew)
1832 Cole Mill Rd.
Thomas E. Stephens
Beer & White off premises

One Hop Food Mart(renew)
2021 Guess Rd.
Michael M. Delionbacl
Beer & White off premises

Stop & Go (renew)
114 W. Enterprise St.
Mohamed H. Mohamed
Beer & Wine off premises

Tommy's Mini Mart #10(renew)
1701 S. Miami Blvd.
Thomas E. Stephens
Beer & Wine off premises

Academy Quick Stop(renew)
3006 Academy Rd.
Rawhi Saleh
Beer & Wine off premises

One Hop Food Mart (renew)
370 Old Oxford Rd.
Earl M. Evans
Beer & Wine off premises

Quick Mart (renew)
5021 Wake Forest Hwy.
Bharat S. Lavami
Beer & Wine off premises

Parkview Mini Mart (renew)
433 Pilot St.
Iftikhar Hussain
Beer & Wine off premises

September 18, 2000

Mini-Marts cont.

Johnny's Foodland (renew)
4701 Hillsborough Rd.
John F. Gibson
Beer & Wine off premises

Morehead Mini Mart (renew)
1601 Morehead Ave.
Mohammad Rahman
Beer & Wine off premises

Price's Kwik Mart
1102 Gann St.
Johnnie H. Price
Beer & Wine off premises

Gas Stations

Amoco Food Shop(new)
1002 N. Alston Ave.
Ayman Abaziol
Beer & Wine off premises

Bowling Exxon(renew)
4530 Roxboro Rd.
Robert Bowling
Beer & Wine off premises

Bethesda BP (renew)
1529 S. Miami Blvd.
MM Fowler Inc.
Beer & Wine off premises

Boulevard BP (renew)
2685 Chapel Hill Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Bragtown BP (renew)
3101 Roxboro Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Joyland BP (renew)
2406 Holloway St.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Croasdaile BP (renew)
1815 Hilliandale Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Duke St. BP (new)
3804 N. Duke St.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Lowes Grove BP (renew)
2317 E. NC Hwy 54
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Triangle BP (renew)
5202 S. Miami Blvd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Umstead BP (renew)
5109 Guess Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Westside BP (renew)
3511 Hillsborough Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

September 18, 2000

Gas Stations cont.

West Campus (renew)
2432 Erwin Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Eno BP(new)
5292 Roxboro Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Town -n- Country Superette #3(renew)
3700 Fayetteville St.
Earl L. Pickett
Beer & Wine off premises

Town -n- Country #7(renew)
3101 University Dr.
Earl L. Pickett
Beer & Wine off premises

Circle K#4656(renew)
4161 Chapel Hill Rd.
Circle K Stores Inc.
Beer & Wine off premises

Homestead BP (renew)
2918 Guess Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Circle K #8222(renew)
3801 N. Duke St.
Circle K Stores Inc.
Beer & Wine off premises

Exxon Food Shop #13(renew)
4401 N. Roxboro Rd.
Holmes Oil Co. Inc.
Beer & Wine off premises

West Durham BP (renew)
1922 W. Main St.
MM Fowler Inc.
Beer & Wine off premises

Town and Country(new)
1423 E. Club Blvd.
Mohamed S. Zubaidi
Beer & Wine off premises

Town -n- Country #4(renew)
3321 Apex Hwy.
Earl L. Pickett
Beer & Wine off premises

Cornwallis Kicks 66(renew)
3308 NC Hwy 55
Phillips Petroleum Co.
Beer & Wine off premises

Circle K#8201(renew)
1103 Miami Blvd.
Circle K Stores Inc.
Beer & Wine off premises

Hope Valley BP (renew)
4448 Old Chapel Hill Rd.
MM Fowler Inc. ML Barnes
Beer & Wine off premises

Circle K #8627(renew)
100 Woodcroft Pkwy.
Circle K Stores Inc.
Beer & Wine off premises

Exxon Shop#16(renew)
4706 Apex Hwy.
Holmes Oil Co. Inc.
Beer & Wine off premises

September 18, 2000

Gas Stations

Exxon Food Shop #23(renew)
100 Latta Rd.
Holmes Oil Co. Inc.
Beer & Wine off premises

East Coast Oil #72(renew)
4604 Roxboro Rd.
East Coast Oil Corp.
Beer & Wine off premises

Wilco Food Mart #192(renew)
2905 Hillsborough Rd.
Arthur T. Williams
Beer & Wine off premises

Wilco Food Mart #196(renew)
2502 Chapel Hill Rd.
Arthur T. Williams
Beer on premises

Tops Texaco Mart #7(renew)
921 N. Miami Blvd.
Tops Petroleum Corp.
Beer & Wine off premises

Tops Texaco Mart #14(renew)
6007 Farrington Rd.
Tops Petroleum Corp.
Beer & Wine off premises

Crown Station NC 34 (renew)
2104 E. Chapel Hill Rd.
Crown Central Petroleum Corp.
Beer & Wine off premises

Fast Fare NC #570 (renew)
1203 W. Club Blvd.
Corporation Services Co.
Beer & Wine off premises

Texaco Mart #21(renew)
3875 Hillsborough Rd.
Holmes Oil Co. Inc.
Beer & Wine off premises

Wilco Food Mart #191(renew)
803 Geer St.
Arthur T. Williams
Beer on premises

Wilco Food Mart #195 (renew)
1400 Miami Blvd.
Arthur T. Williams
Beer on premises

Tops Texaco Mart #6 (renew)
2110 Roxboro Rd.
Tops Petroleum Corp.
Beer & Wine off premises

Tops Texaco Mart #8 (renew)
1016 W. Main St.
Tops Petroleum Corp.
Beer & Wine off premises

Sunshine Amoco Mart (renew)
601 W. Chapel Hill St.
Iftikhar T. Abbasi
Beer & Wine off premises

Crown Station NC #41 (renew)
1007 N. Miami Blvd.
Crown Central Petroleum Corp.
Beer & Wine off premises

Wades Texaco Service (renew)
1911 Guess Rd.
Robert B. Wade
Beer & Wine off premises

September 18, 2000

Grocery Stores

Food Lion #274 (renew)
4711 Hope Valley Rd.
Delhaize America Inc.
Beer & Wine off premises

Food Lion #747 (renew)
3500 N. Roxboro St.
Delhaize America Inc.
Beer & Wine off premises

Food Lion #150 (renew)
4215 S. University Rd.
Delhaize America Inc.
Beer & Wine off premises

Bull City Supermarket(renew)
1109 E. Main St.
Silah & Birah Inc.
Beer & Wine off premises

Food Lion #1099 (renew)
2930 W. Main St.
Delhaize America Inc.
Beer & Wine off premises

El Compadre (new)
1700 Holloway St.
Leobaldo Molina
Beer off premises

King's Red & White(new)
305 E. Club Blvd.
WM. Brinkley King Jr.
Beer & White off premises

Harris Teeter #111(renew)
1720 Guess Rd.
Harris Teeter Inc.
Beer & Wine off premises

Food Lion #420 (renew)
3808 Guess Rd.
Delhaize America Inc.
Beer & Wine off premises

Food Lion #885 (renew)
1908 Meredith Dr.
Delhaize America Inc.
Beer & Wine off premises

Food Lion #939 (renew)
4621 Hillsborough Rd.
Delhaize America Inc.
Beer & Wine off premises

Food Lion #234(renew)
2400 Holloway Dr.
Delhaize America Inc.
Beer & Wine off premises

Food Lion #1343 (renew)
2000 Chapel Hill Blvd.
Delhaize America Inc.
Beer & Wine off premises

Canal St.Grocery (renew)
508 Canal St.
Willie L. Mangum
Beer & Wine off premises

Harris Teeter #114(renew)
3823 Guess Rd.
Harris Teeter Inc.
Beer & Wine off premises

September 18, 2000

Grocery Stores cont.

Harris Teeter #140 (renew)
NC Hwy54 & Rolling Rd.
Harris Teeter Inc.
Beer & Wine off premises

Johnny's Foodland (renew)
4701 Hillsborough Rd.
John F. Gibson
Beer & Wine off premises

Kroger #314(renew)
3117 Shannon Rd.
Kroger Limited Partnership 1
Beer & White off premises

Kroger #332(renew)
3457 Hillsborough Rd.
Kroger Limited Partnership 1
Beer & White off premises

Town Deli Grocery#1(renew)
801 N. Alston Ave.
Saeb A. Issa
Beer & White off premises

Town Deli Grocery#2 (renew)
1432 Lawson St.
Mohammad Mohammad
Beer & Wine off premises

Kroger #366(renew)
1802 North Pointe Dr.
Kroger Limited Partnership 1
Beer & White off premises

WellSpring Grocery(renew)
621 Broad St.
Glenda Flangan/ Linda Fontaine
Beer & White on/off premises

Harris Teeter #172(renew)
1817 Martin Luther King Pkwy
Harris Teeter Inc.
Beer & Wine off premises

Joy Foods #466 (renew)
2109 Roxboro Rd.
Mike Hughey
Beer & Wine off premises

Kroger #331(renew)
202 NC Hwy 54
Kroger Limited Partnership 1
Beer & White off premises

Kroger #337(renew)
5116 N. Roxboro Rd.
Kroger Limited Partnership 1
Beer & White off premises

Massey's Grocery (renew)
4430 Fayetteville Rd.
Lloyd A. Massey
Beer on/off premises

McDougald Terrace (renew)
832 Ridgeway Ave.
George J. Cuttino
Beer & White off premises

September 18, 2000

Gas Stations cont.

Lowes Food Store#426(renew)
1233 University Dr.
Alex Lee Inc.
Beer & Wine off premises

Lowes Food Store#443(renew)
207 Holloway St.
Alex Lee Inc.
Beer & Wine off premises

Drug Stores

Eckerd Drugs #1015(renew)
1223 University Dr.
Eckerd Corporation
Beer & Wine off premises

Eckerd Drugs #1030(renew)
800 Broad St.
Eckerd Corporation
Beer & Wine off premises

Eckerd Drugs #1100(renew)
200 N. La Salle St.
Eckerd Corporation
Beer & Wine off premises

Eckerd Drugs #2847 (renew)
3725 Wake Forest Hwy.
Eckerd Corporation
Beer & Wine off premises

Eckerd Drugs #3534 (renew)
101 Woodcroft Pkwy.
EDC Drugs Store Inc.
Beer & Wine off premises

Eckerd Drugs #8551 (renew)
4719 Apex Hwy.
EDC Drugs Store Inc.
Beer & Wine off premises

Eckerd Drugs #8552(renew)
5319 Roxboro Rd.
EDC Drugs Store Inc.
Beer & Wine off premises

Eckerd Drugs #8554 (renew)
1311 NC Hwy 54
EDC Drugs Store Inc.
Beer & Wine off premises

Eckerd Drugs #8555(renew)
3823 Guess Rd.
EDC Drugs Store Inc.
Beer & Wine off premises

Eckerd Drugs #8557 (renew)
219 W. Hwy. 54
EDC Drugs Store Inc.
Beer & Wine off pemises

Others

Carolina Theatre of Durham(renew)
309 W. Morgan St.
Carolina Theatre of Durham Inc.
Beer & White on/off premises

Croasdaile Coun. Club(renew)
3800 Farm Gate Ave.
Croasdaile Coun. Club Inc.
Beer & White on premises

September 18, 2000

Others cont.

R. David Thomas Center(renew)
One Science Dr.
Duke University Fuqua School of Bus.
Beer & White on premises

48 Hrs. Sports Bar(renew)
2825 Roxboro Rd.
Milton Pate
Beer & White on/off premises

Doyle Sports Bar(renew)
3219- A Old Chapel Hill Rd.
David Doyle
Beer & White on/ off premises

Duke Faculty Club(renew)
P O Box 90978
Duke University
Beer & White on premises

Durham Marriott @ Civic Ctr.(renew)
201 Foster St.
Shaner Hotel Group Prop. 2
Beer & White on premises

Lakeshore Golf Course(renew)
4621 Lumley Rd.
J.M. & Lou Utley
Beer & White on premises

Volume Services (renew)
409 Blackwell St.
Volume Services America Inc.
Beer & Wine on premises

Uncle Harry's (renew)
1917 Yearby St.
Daniel C. Fitzgerald
Beer & Wine off premises

Regal University Hotel(renew)
2800 Campus Walk Ave.

West 94th Street Pub(renew)
4711 Hope Valley Rd.

Durham Operating Partners
Beer & Wine on premises

Sara L.D. Bonne
Beer & Wine on premises

Hampton Inn (new)
1816 Hillandale Rd.
Capstar Winston Co Inc.
Beer & Wine on premises

Hillandale Golf Course (new)
1600 Hillandale Rd.
Zachary B.Veasey
Beer on premises

Homewood Suites (new)
3600 Mt. Moriah Rd.
Capstar Winston Co Inc.
Beer & Wine on premises

The Power Company (renew)
315 W. Main St.
James V. Kennedy
Beer & Wine on premises

Treyburn Country Club (renew)
1 Old Trail Dr.
Treyburn Corp.
Beer & Wine on/off premises

Triangle Billards (renew)
2105 E. Hwy 54
Dave Johnson
Beer & Wine on premises

September 18, 2000

Others cont.

Executive Club (renew)
117/119 W. Main St.
Alden Jackson
Beer & Wine on/off premises

Crossing @ the Grove Park (renew)
4023 Wake Forest Hwy.
Golf of NC Inc.
Beer & Wine on premises

Boxers (renew)
5504 Chapel Hill Blvd.
Jerry M. Penny
Beer on/off premises

Holiday Inn- RTP (renew)
I-40 and New Page Rd.
Davidson Hotel Partners, LP
Beer & Wine on premises

Cricket Inn Durham (renew)
2308 Elba St.
HH Properties Inc.
Beer & Wine off premises

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The Golf Center (renew)
4343 Garrett Rd.
Dasio M. Welsh
Beer on premises

The Palace Club (renew)
117 W. Parrish St.
Maurice I. Ochola
Beer & Wine on premises

Added to Beer & Wine

Restaurants

Blue Corn Café (renewal)
716 9th Street
Danielle Martini-Rios
Beer & Wine on premises

Bull City Elks Lodge #317(renew)
2311 S. Alston Ave.
Thomas Satterwhite
Beer & Wine on premises

Hilton Durham (renew)
3800 Hillsborough Rd.
Durham Beverage Manag.
Beer & Wine on premises

Courtyard By Marriott (renew)
1815 Front St.
Steven D. Jorns
Beer & Wine on premises

Down Under Pub (renew)
802 W. Main St.
Tru Gabrielson
Beer & Wine on/off premises

El Toro Club (renew)
608 S. Hoover Rd.
Bruce W. Cotton
Beer & Wine on/off premises

Sheraton Imperial Hotel (renew)
4700 Emperor Blvd.
Robert L. Jones
Beer & Wine on premises

Market Place Restaurant (renewal)
2200 W. Main Street
John Vann
Beer & Wine on/off premises

September 18, 2000

Restaurants cont.

Orient Garden Restaurant (new)
202 W. NC Hwy 54 Suite 601
Raymond Wong
Beer & Wine on premises

Pizza Palace of Durham (renewal)
202 Hillsborough Road
Dorris T. Rodenhizer
Beer & Wine on/off premises

Pulcinella (renewal)
4711 Hope Valley Road
Ciro Antonio Errichiello
Beer & Wine on/off premises

Satisfaction (renewal)
905 W. Main Street
Patrick Jacques
Beer & Wine on premises

Sitar India Palace (renewal)
3117-D Shannon Road
P.C. Davis
Beer & Wine on premises

Torero's II Mexican Restaurant (renewal)
3808-I Guess Road
Jose R. Arias
Beer & Wine on/off premises

Convenient Marts

Cappy's Subs & Deli (new owner)
1910 Sedwick Road
Marion Setliff
Beer & Wine off premises

R&W Stop N Shop (renewal)
3310 Dearborn Drive
Wilma Allen
Beer & Wine off premises

Owens Broad Street Diner(renewal)
1802 W. Main Street
Gregory Owens
Beer & Wine on premises

Pizza Village (renewal)
2105 Avondale Drive
Bill Hussey
Beer & Wine on premises

Ruby Tuesday, Inc. (renewal)
210 NC Hwy 54
Samuel E. Beall III
Beer & Wine off premises

Shell's Steak House (renewal)
2818 Chapel Hill Road
Kjell Nornech
Beer & Wine on/off premises

Torero's Mexican Restaurant (renewal)
800 W. Main Street
Jose R. Arias
Beer & Wine on premises

Holloway Service Store (renewal)
1505 Holloway Street
James Boyette
Beer & Wine off premises

New Evans Mini Mart (renewal)
710 S. Alston Avenue
Musharaf Ali Syed
Beer & Wine off premises

September 18, 2000

Convenient Marts cont.

Sam's Quick Shop (renewal)
1605 Erwin Road
Geraldine A. Boy
Beer & Wine off premises

Etna #3161 (renewal)
3301 Guess Road
John Chumley
Beer & Wine off premises

Etna #3163 (renewal)
2322 Highway 54
John Chumley
Beer & Wine off premise

Zip Mart #3093(renewal)
3233 NC Hwy 55
John Chumley
Beer & Wine off premises

The Pantry #104 (renewal)
4835 Hope Valley Road
John Chumley
Beer & Wine off premises

The Pantry #863 (renewal)
3793 Guess Road
John Chumley
Beer & Wine off premises

Etna #3162 (renewal)
2301 Holloway Street
John Chumley
Beer & Wine off premises

Zip Mart #3088 (renewal)
4830 Hope Valley Road
John Chumley
Beer & Wine off premises

Zip Mart #3091 (renewal)
3705 N. Duke Street
John Chumley
Beer & Wine off premises

The Pantry #838 (renewal)
2503 Hwy 55 & Riddle Road
John Chumley
Beer & Wine off premises

Other

AMF Bowling Centers, Inc. (renewal)
4508 Chapel Hill Blvd.

Drug Store

Upchurch Drugs (renewal)
5108 N. Roxboro Road
David E. Upchurch
Beer & Wine off premises

September 18, 2000

Gas Stations

C Mart #1 (renewal)
2407 E. Club Blvd.
Michael Tompkins
Beer & Wine off premises

Citgo (new owner)
4535 N. Roxboro Road
Jim Okeke
Beer & Wine off premises

End Zone (renewal)
1505-B Holloway Street
James L. Boyette
Beer & Wine on premises

[SUPPLEMENTAL ITEMS]

SUBJECT: SELECTION OF FINANCING TEAM FOR THE 2000 GENERAL OBLIGATION BOND SERIES C (TAXABLE VARIABLE RATE AFFORDABLE HOUSING BONDS) - MORGAN KEEGAN AND COMPANY, INC. - BANK OF AMERICA

MOTION by Council Member Larson seconded by Council Member Wagstaff to approve the financing team for the 2000 G.O. Bond Series C Issue and to authorize the selection of Morgan Keegan and Company, Inc. as Underwriting/Remarketing Agent and Bank of America as Liquidity Facility Services Provider was approved at 7:59 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

SUBJECT: NORTH CAROLINA FLOODPLAIN MAPPING PROGRAM

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to adopt a "Resolution Supporting the North Carolina Floodplain Mapping Program and Requesting Consideration of the Development of a Model Using Full Build-Out Conditions in the River Basins" was approved at 7:59 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

Resolution #8701

[ITEMS PULLED FROM CONSENT AGENDA]

SUBJECT: DISCUSSION ON TIMELINE AND PROCESS FOR CITY COUNCIL REDUCTION

September 18, 2000

To discuss the timeline and process for City Council reduction.

Dr. Anita Keith-Foust noted members of the community are concern that the ward boundaries of the reduced Council may become unfair.

Mayor Tennyson stated that the ward decision will be a matter that will come before the entire Council.

A motion was made by Council Member Larson seconded by Council Member Cheek to utilize the Council Procedures Subcommittee as the intake mechanism for issues that are to be considered relating to Council reduction.

A substitute motion was made by Council Member Burnette seconded by Council Member Wagstaff to convene a Special City Council Meeting to discuss the scope of the council work toward preparing for the reduction of Council.

Mayor Pro Tempore Clement noted the City Council should be excluded from the process especially during the preliminary phase.

A substitute motion to the substitute was made by Mayor Pro Tempore Clement to allow volunteers from the community to handle the matters relating to the reduction of the City Council.

The substitute motion to the substitute failed for a lack of a second.

Council Member Cheek spoke in support of the original motion.

Council Member McKissick spoke in support of the substitute motion noting the process must be inclusive.

SUBSTITUTE MOTION by Council Member Burnette seconded by Council Member Wagstaff to convene a Special City Council Meeting to discuss the scope of the council work toward preparing for the reduction of Council **FAILED** at 8:18 p.m. by the following vote:
Ayes: Council Members Burnette, McKissick and Wagstaff. Noes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Cheek, Edwards, Jacobs, Hill, Langley, Larson and Stith.
Absent: Council Member Blyth.

MOTION by Council Member Larson seconded by Council Member Cheek to utilize the Council Procedures Subcommittee as the intake mechanism for issues that are to be considered relating to Council reduction was approved at 8:18 p.m. by the following vote: Ayes: Mayor Tennyson and Council Members Cheek, Edwards, Hill, Jacobs, Langley, Larson and Stith. Noes: Mayor Pro Tempore Clement and Council Members Burnette, McKissick and

September 18, 2000

Wagstaff. Absent: Council Member Blyth.

SUBJECT: FAYETTEVILLE ROAD WIDENING - CROSS SECTION SELECTION

To authorize the final design, right-of-way acquisition and construction of the Fayetteville Road Widening Project from NC 54 to Woodcroft Parkway using the four-lane, 110' right-of-way cross section; and

To authorize the final design and right-of-way acquisition of the Fayetteville Road Project from Woodcroft Parkway to Barbee Road using the four-lane, 110' asymmetrical right-of-way cross section.

Earl Walker commented about a meeting held at the Cook Road School. He noted he was led to believe the expansion would take place on both sides of Fayetteville Road. Also, he noted the widening would take a great deal of his property and he had questions regarding the 110' right-of-way cross section.

Lee Murphy, of the Public Works Department, responded to the concern noting both drawings relative to the widening were shown at the meeting and 100 citizens indicated their preference for the 4-lane section.

Bobby McCullum expressed concern about his property being affected by the widening on the west side.

Mercedes Bowman wanted to know how the widening will impact her home and how the decision was reached on which plan would be used. Also, she noted that it is difficult getting out of her yard due to construction.

Mayor Tennyson stated it's a separate project and no construction has been started on this project.

Dr. Carlos Sotolongo, also speaking on behalf of his partner, noted a need for a turn lane due to safety and time issues.

Willis Jackson, expressed concern about the proposed widening taking only one side of Fayetteville Road.

Council Member McKissick requested the City Manager to give consideration of adopting a Voluntary Purchase Policy for the Fayetteville Road project and to report back to the Public Works Committee.

Council Member Stith asked staff if the businesses along Fayetteville Road would have input in the design process.

Lee Murphy, of the Public Works Department, noted that the

September 18, 2000

property owners have been notified by mail and one public informational meeting was held.

Council Member Stith asked if the information obtained from the businesses would be taken into consideration regarding the design process.

Lee Murphy, of the Public Works Department, replied yes.

Lee Murphy, of the Public Works Department, asked the residents having problems with the existing construction to provide him with names and addresses so that he can make contact with NCDOT.

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the final design, right-of-way acquisition and construction of the Fayetteville Road Widening Project from NC 54 to Woodcroft Parkway using the four-lane, 110' right-of-way cross section; and

To authorize the final design and right-of-way acquisition of the Fayetteville Road Project from Woodcroft Parkway to Barbee Road using the four-lane, 110' asymmetrical right-of-way cross section was approved at 8:39 p.m. by the following vote:
Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Cheek, Edwards, Jacobs, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Blyth.

There being no further business to come before the City Council, the meeting was adjourned at 8:39 p.m.

Linda E. Bratcher
Deputy City Clerk

D. Ann Gray, CMC
City Clerk